



GENERAL ASSEMBLY COMMONWEALTH OF KENTUCKY

2005 REGULAR SESSION

HOUSE BILL NO. 468

FRIDAY, FEBRUARY 25, 2005

The following bill was reported to the Senate from the House and ordered to be printed.

RECEIVED AND FILED
DATE March 18, 2005
11:04 AM

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Seltzer

AN ACT relating to poultry.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

1 Section 1. KRS 257.010 is amended to read as follows:

2 As used in this chapter, unless the context requires otherwise:

- 3 (1) "Board" means the Board of Agriculture;
- 4 (2) "Commissioner" means the Commissioner of Agriculture;
- 5 (3) "Communicable disease" includes hog cholera, brucellosis, leptospirosis, anthrax,
6 black leg, catarrhal influenza of cattle, contagious pleuro-pneumonia, foot and
7 mouth disease or aphthous fever, glanders, hemorrhagic septicemia, maladie du coit
8 or dourine, mange of cattle, necrobacillosis and foot rot in sheep, hydrophobia,
9 rinderpest, scabies in cattle, Texas tick or southern cattle fever, tuberculosis, equine
10 viral arteritis, or any other disease proclaimed by the board to be of a transmissible
11 character;
- 12 (4) "Compost" means the humus-like product of the process of composting domestic
13 livestock, poultry, or fish, which may be used as a soil conditioner or enhancer;
- 14 (5) "Composting" means the biological decomposition of organic matter which inhibits
15 pathogens;
- 16 (6) "Experiment station" means the agricultural experiment station;
- 17 (7) "Fish" means the bodies and parts of bodies of all animal aquatic life being raised,
18 or kept for sale to a wholesaler or retailer, or for direct sale to the public;
- 19 (8) "Livestock" means cattle, sheep, swine, deer and elk, whose regulatory requirements
20 are under KRS Chapters 150 and 246, that are privately owned and raised in a
21 confined area for breeding stock, food, fiber, and other products, goats, horses, or
22 any other animals of the bovine, ovine, porcine, caprine, or equine species;
- 23 (9) ***"National Poultry Improvement Plan" shall have the same meaning as set out in***
24 ***the U.S. Code of Federal Regulations, 9 CFR Part 145, and the auxiliary***
25 ***provisions in 9 CFR part 147.***

1 (10) "Owner" means any person owning or leasing from another, or having in charge any
 2 domestic animal;

3 (11)~~[(10)]~~ "Poultry" means all chickens, ducks, turkeys, or other domestic fowl being
 4 raised or kept on any premises in the Commonwealth for profit; and

5 (12)~~[(11)]~~ "Premises" means any portion of land, or any structure erected on land, and
 6 any vehicle or vessel used in the transportation of passengers, goods, or animals.

7 Section 2. KRS 257.390 is amended to read as follows:

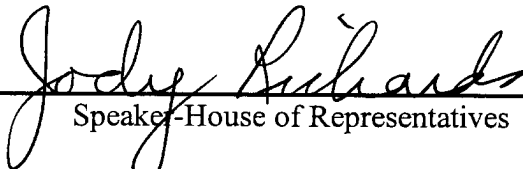
8 Chickens, turkeys, or other poultry over five (5) months of age intended for breeding
 9 purposes shall not be imported into the state unless they have passed a negative
 10 agglutination test for pullorum disease under the supervision of a Division of Animal
 11 Health authority of the Office of State Veterinarian within thirty (30) days preceding
 12 date of importation, or have originated from flocks authoritatively participating in a
 13 pullorum control and eradication phase of the National Poultry Improvement Plan or
 14 other USDA-administered plan~~[national turkey improvement plan as may be adopted in~~
 15 ~~this state]~~.

16 Section 3. KRS 257.400 is amended to read as follows:


17 Hatching eggs and all poultry under five (5) months of age including baby chicks, started
 18 chicks, turkey poults, and other newly hatched domestic poultry except those intended for
 19 immediate slaughter which may be imported into the state~~[admitted]~~ under permit issued
 20 by the Division of Animal Health of the Office of State Veterinarian, and~~[hatching~~
 21 ~~eggs]~~ sold or offered for sale in this state, shall have originated from flocks that meet the
 22 pullorum requirements of the National Poultry Improvement Plan or other USDA-
 23 administered plan~~[Kentucky Poultry Improvement Plan or the Kentucky Turkey~~
 24 ~~Improvement Plan]~~, and the regulations promulgated by authority of KRS 257.370 to
 25 257.460 for the control and eradication of pullorum disease. Nothing in KRS 257.370 to
 26 257.460, however, shall require any hatchery, dealer, or flock owner to participate in the
 27 National Poultry Improvement Plan.

1 Section 4. KRS 257.410 is amended to read as follows:

2 *Hatching eggs and* all poultry under five (5) months of age, including baby chicks,
3 started chicks, turkey poults, other newly hatched domestic poultry, except those intended
4 for immediate slaughter, *that are imported*~~[and hatching eggs shipped or otherwise~~
5 brought] into this state shall have originated in flocks that meet the pullorum
6 requirements of the National Poultry Improvement Plan, *or other USDA-administered*
7 *plan*~~[the National Turkey Improvement Plan, the Kentucky Poultry Improvement~~
8 Association], and the administrative regulations promulgated by authority of KRS
9 257.370 to 257.460. Every container of poultry under five (5) months of age, including
10 baby chicks, started chicks, turkey poults, and any other newly hatched domestic poultry,
11 except those intended for immediate slaughter, and hatching eggs *imported*~~[shipped or~~
12 otherwise brought] into this state shall bear an official label or certificate showing the
13 name and address of the *importer*~~[shipper]~~, the authority under which the testing for
14 pullorum disease was done, and the pullorum control and eradication class of the product,
15 the use of the certificate or label to be approved by the official state agency or the
16 Division of Animal Health official of the state of origin.



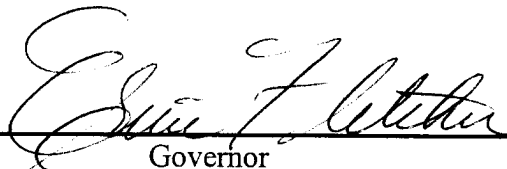
Speaker House of Representatives



President of the Senate

Attest: 

Chief Clerk of House of Representatives

Approved 

Governor

Date 
